

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	Case No.:2:15-mj-00653-CWH
)	
Plaintiff,)	
)	
vs.)	STIPULATION TO CONTINUE
)	BENCH TRIAL
)	(First Request)
JOHN JOSEPH FISCHKELTA,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Nadia Ahmed, Special Assistant United States Attorney, counsel for the United States of America, and Terry Jones, Esquire, counsel for defendant **JOHN JOSEPH FISCHKELTA**, that the bench trial in the above-captioned matter, currently scheduled for January 27, 2016, at the hour of 9:00 a.m., be vacated and continued for sixty (60) days or to a date and time convenient to the Court.

This stipulation is entered into for the following reasons:

1. The parties are in the process of negotiating a resolution of the case that would obviate the need for trial. The parties need additional time to do so.
2. Defendant is out of federal custody and agrees to the continuance.

1 3. Denial of this request for a trial continuance would prejudice both the
2 Defendants and the Government and unnecessarily consume this Court's valuable resources,
3 taking into account the exercise of due diligence.

4 4. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice.

6 5. The additional time requested by this stipulation, is excludable in computing the
7 time within which the defendant must be indicted and the trial herein must commence pursuant
8 to the Speedy Trial Act, 18 U.S.C. § 3161(b) and 3161(h)(8)(A), considering the factors under
9 18 U.S.C. § 3161(h)(8)(B)(I) and (iv).

10 6. This is the first request for continuance of the trial in this case.

11
12 DATED this day of January, 2016.

13
14 Respectfully submitted,

15 DANIEL G. BOGDEN
16 United States Attorney

17 /s/ Terry Jones
18 TERRY JONES, ESQ.
19 Counsel for defendant
20 **JOHN JOSEPH FISCHKELTA**

21 /s/ Nadia Ahmed
22 NADIA AHMED
23 Special Assistant United States Attorney
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UNITED STATES OF AMERICA,)	Case No: 2:15-MJ-00653-CWH
)	
Plaintiff,)	
)	ORDER CONTINUING
vs.)	BENCH TRIAL
)	
JOHN JOSEPH FISCHKELTA,)	
)	
Defendant.)	

IT IS HEREBY ORDERED that the bench trial in the above-captioned matter currently scheduled for January 27, 2016, at the hour of 9:00 a.m., be vacated and continued to _____
Wednesday, April 6_____, 2016, at the hour of 9:00 a.m.


UNITED STATES MAGISTRATE JUDGE